



February 20, 2002

ENGROSSED HOUSE BILL No. 1215

DIGEST OF HB 1215 (Updated February 18, 2002 3:54 PM - DI 97)

Citations Affected: IC 12-17.2; IC 12-17.4.

Synopsis: CPR certification in child care settings. Requires that certain child care providers be annually certified in cardiopulmonary resuscitation (CPR). (The introduced version of this bill was prepared by the board for the coordination of child care regulation.)

Effective: July 1, 2002.

**Budak, Summers, Crawford,
Becker**

(SENATE SPONSORS — LAWSON C, ANTICH)

January 10, 2002, read first time and referred to Committee on Human Affairs.

January 29, 2002, reported — Do Pass.

February 4, 2002, read second time, ordered engrossed.

February 5, 2002, engrossed. Read third time, passed. Yeas 95, nays 0.

SENATE ACTION

February 11, 2002, read first time and referred to Committee on Health and Provider Services.

February 19, 2002, reported favorably — Do Pass.

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February 20, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

ENGROSSED HOUSE BILL No. 1215

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 12-17.2-3.5-8, AS ADDED BY P.L.247-2001,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2002]: Sec. 8. A provider who is an individual shall maintain
4 **current annual** certification in:

- 5 (1) infant and child CPR; and
- 6 (2) first aid.

7 SECTION 2. IC 12-17.2-4-2, AS AMENDED BY P.L.247-2001,
8 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
9 JULY 1, 2002]: Sec. 2. (a) A license may be issued only if a child care
10 center is in compliance with food, health, safety, and sanitation
11 standards as determined by the division under rules adopted by the
12 division under IC 12-17.2-2-4 or in accordance with a variance or
13 waiver approved by the division under IC 12-17.2-2-10.

14 (b) A license may be issued only if the child care center is in
15 substantial compliance with the fire and life safety rules as determined
16 by the state fire marshal under rules adopted by the division under
17 IC 12-17.2-2-4 or in accordance with a variance or waiver approved by

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the division under IC 12-17.2-2-10.

(c) The division may issue a waiver or variance regarding a determination by the division or the state fire marshal under subsections (a) and (b).

(d) Except as provided in subsection (e), the division may issue a license under this chapter only if the child care center is staffed, when children are being cared for, by at least one (1) child care provider who is ~~currently~~ **annually** certified in a program on pediatric cardiopulmonary resuscitation and pediatric airway obstruction under the American Heart Association's Basic Life Support Course D or any other comparable course approved by the division.

(e) The requirement set forth in subsection (d) does not apply to a child care center that:

(1) serves only children who are at least thirteen (13) years of age and less than twenty-one (21) years of age; and

(2) has on duty, when the children are being cared for, at least one (1) child care provider who is ~~currently~~ **annually** certified in a program on cardiopulmonary resuscitation as required by the division.

(f) Upon request, the county office of family and children shall provide, within forty-eight (48) hours, excluding weekends and holidays, copies of substantiated noncompliances and other substantiated complaints filed with the division of family and children concerning a licensed child care center.

SECTION 3. IC 12-17.4-3-2, AS AMENDED BY P.L.247-2001, SECTION 7, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 2. (a) A license may be issued only if the child caring institution is in substantial compliance with food, health, safety, and sanitation standards under rules adopted by the division under IC 12-17.4-2-4 or in accordance with a variance or waiver approved by the division under IC 12-17.4-2-8.

(b) A license may be issued only if the child caring institution is in compliance with the fire and life safety rules as determined by the state fire marshal under rules adopted by the division under IC 12-17.4-2-4 or in accordance with a variance or waiver approved by the division under IC 12-17.4-2-8.

(c) The division may issue a waiver or variance regarding a determination by the state fire marshal under subsection (b).

(d) Except as provided in subsection (e), the division may not issue a license under this chapter unless the child caring institution is staffed by, when children are being cared for, at least one (1) child care provider who is ~~currently~~ **annually** certified in a program on pediatric

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1 cardiopulmonary resuscitation and pediatric airway obstruction under
2 the American Heart Association's Basic Life Support Course D or any
3 other comparable course approved by the division.

4 (e) The requirement under subsection (d) does not apply to a child
5 caring institution that only serves children who are at least thirteen (13)
6 years of age and less than twenty-one (21) years of age. However, a
7 child caring institution that only serves children who are at least
8 thirteen (13) years of age and less than twenty-one (21) years of age
9 must have on duty, when children are being cared for, at least one (1)
10 child care provider who is ~~currently~~ **annually** certified in a program on
11 cardiopulmonary resuscitation as required by the division.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Human Affairs, to which was referred House Bill 1215, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

SUMMERS, Chair

Committee Vote: yeas 13, nays 0.

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COMMITTEE REPORT

Mr. President: The Senate Committee on Health and Provider Services, to which was referred House Bill No. 1215, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1215 as printed January 30, 2002.)

MILLER, Chairperson

Committee Vote: Yeas 7, Nays 0.

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